

Adopted	Rejected
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## COMMITTEE REPORT

YES:	17
NO:	0

### MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred Senate Bill 128, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, after line 42, begin a new paragraph and insert:
- 2 "SECTION 3. P.L.29-2006, SECTION 4, IS AMENDED TO READ
- 3 AS FOLLOWS [EFFECTIVE JULY 1, 2007]: SECTION 4. (a) As used
- 4 in this SECTION, "PERF board" refers to the public employees'
- 5 retirement fund board of trustees established by IC 5-10.3-3-1.
- 6 (b) As used in this SECTION, "fund" refers to the fund for the
- 7 defined contribution plan of the legislators' retirement system
- 8 established by IC 2-3.5-3-2.
- 9 (c) Beginning January 1, 2004, the PERF board shall conduct a pilot
- 10 program concerning:
- 11 (1) the implementation of a member's investment selection; and
- 12 (2) the crediting of a member's contributions and earnings;
- 13 for the fund.
- 14 (d) The pilot program referred to in subsection (c) must include the

1 following elements:

2 (1) Notwithstanding IC 2-3.5-5-3(b)(2), the PERF board shall  
3 implement a member's selection under IC 2-3.5-5-3 not later than  
4 the next business day following receipt of the member's selection  
5 by the PERF board. This date is the effective date of the member's  
6 selection.

7 (2) Notwithstanding IC 2-3.5-5-3(b)(7), all contributions to a  
8 member's account in the fund must be allocated under  
9 IC 2-3.5-5-3 not later than the last day of the quarter in which the  
10 contributions are received and reconciled in accordance with the  
11 member's most recent effective direction.

12 (3) Notwithstanding IC 2-3.5-5-3(c) and IC 2-3.5-5-3(d), when a  
13 member retires, becomes disabled, dies, or withdraws from the  
14 fund, the amount credited to the member is the market value of  
15 the member's investment as of five (5) business days preceding  
16 the member's distribution or annuitization at retirement, disability,  
17 death, or withdrawal, plus contributions received after that date.

18 (4) Notwithstanding IC 2-3.5-5-4, contributions to the fund under  
19 IC 2-3.5-5-4 must be credited to the fund not later than the last  
20 day of the quarter in which the contributions were deducted.

21 (5) Notwithstanding IC 2-3.5-5-5, the state shall make  
22 contributions under IC 2-3.5-5-5 to the fund not later than the last  
23 day of each quarter. The contributions must equal twenty percent  
24 (20%) of the annual salary received by each participant during  
25 that quarter.

26 (e) Before November 1 ~~2006~~, **of each year**, the PERF board shall  
27 report to the pension management oversight commission established by  
28 IC 2-5-12 the results of the pilot program referred to in subsection (c)  
29 and shall recommend proposed legislation if the report includes a  
30 finding that the pilot program should be implemented on a permanent  
31 basis. If the PERF board recommends implementing the pilot program  
32 on a permanent basis, the PERF board shall provide to the pension  
33 management oversight commission a schedule to implement the  
34 elements of the pilot program on a permanent basis for all funds for

- 1       which it has responsibility.
- 2       (f) This SECTION expires July 1, ~~2007~~ **2010**."
- 3       Renumber all SECTIONS consecutively.  
      (Reference is to SB 128 as printed February 2, 2007.)

**and when so amended that said bill do pass.**

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Representative Crawford